

REC
ITW



REQUEST

FOR

CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|---------------------|
| Application Number | 10/735,006 |
| Filing Date | December 11, 2003 |
| First Named Inventor | McCANN, Gerald P. |
| Group Are Unit | 3744 |
| Examiner Name | Ali, Mohammad M. |
| Attorney Docket Number | 7233-101D1/10316442 |

This is a Request for continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective May 29, 2000. If the above-identified was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patented term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
Any unentered amendment(s) referred to above will be entered.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Affidavit(s)/Declarations(s) of Gerald P. McCann
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☒ Other Letter to Chief Draftsman and two sheets of Formal Drawings

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0337.
- i. ☒ RCE fee (\$395 at the Small Entity Rate) required under 37 C.F.R. § 1.17(e)
- ii. ☒ One-month Extension of time fee (\$60 at the Small Entity Rate) (37 C.F.R. §§ 1.136 and 1.17); if any extension of time is required, please consider this a request therefore.
- iii. ☐ Other: Any fee under \$1.15 or _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-------------------|-----------------------------------|---------------|
| Name (Print/Type) | John D. McConaghy | Registration No. (Attorney/Agent) | 26,773 |
| Signature | | Date | July 14, 2005 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P. O. Box 1450, Alexandria, Virginia 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark

| | | | |
|-------------------|-------------------|------|---------------|
| Name (Print/Type) | John D. McConaghy | | |
| Signature | | Date | July 14, 2005 |

07/20/2005 TBESHAH1 00000049 500337 10735006

01 FC:2801 395.00 DA

07/20/2005 TBESHAH1 00000049 500337 10735006

02 FC:2251 60.00 DA



7233-101D1/10316442

~~IN TRADEMARK~~ UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GERALD P. McCANN et al.

Serial No. 10/735,006

Filed: December 11, 2003

For: DRINK DISPENSING SYSTEM

Group Art Unit: 3744

Examiner: Ali, Mohammad M.

AMENDMENT FILED WITH RCE

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The following Amendment is responsive to the Final Official Action of March 16, 2005 and submitted with an RCE. Amended Figures 4 and 6 are attached hereto with changes marked in red. Authorization for formal drawings with the marked changes, sent under separate cover to the attention of the chief draftsman, is requested.